

COUNTY OF ERIE
LOCAL LAW INTRO NO. 11 – 2003
LOCAL LAW NO. 5 – 2003

A LOCAL LAW in relation to an equitable distribution of the Erie County Legislature's recommendations to the Governor of New York State for appointment to the board of directors of the Erie County Medical Center Corporation.

BE IT ENACTED BY THE ERIE COUNTY LEGISLATURE AS FOLLOWS:

Section 1. Legislative Intent.

The Erie County Legislature hereby finds, declares and determines that:

- A. Under the creation of the Erie County Medical Center Corporation, the Erie County Legislature is charged with the obligation to recommend three (3) individuals to the Governor of New York State for appointment to the board of directors for the Erie County Medical Center Corporation, which oversees the operation and governance of the public benefit corporation.
- B. It has been the historic experience of this Honorable Body that an equitable distribution of recommendations between the Majority and Minority Caucuses of the Erie County Legislature to a board or commission will ensure that both the Majority and Minority Caucuses are properly represented.

Section 2. Distribution of Recommendations and Initial Terms.

- A. The distribution of the three (3) recommendations of the Erie County Legislature to the Governor of the New York State and the initial terms of those persons recommended shall be as follows:
 - 1. One (1) recommendation to the Governor shall belong to the Chairman of the Erie County Legislature. The initial term for the Chairman's recommendation shall be for three (3) years.
 - 2. One (1) recommendation to the Governor shall belong to the Majority Caucus of the Erie County Legislature. The initial term for the Majority Caucus's recommendation shall be for four (4) years.
 - 3. One (1) recommendation to the Governor shall belong to the Minority Caucus of the Erie County Legislature. The initial term for the Minority Caucus's recommendation shall be for four (4) years.
- B. Upon the creation of the Erie County Medical Center Corporation and its board of directors, the Chairman, the Majority Caucus and the Minority Caucus shall have

thirty (30) days to submit the names of their respective recommendations to the Governor of New York State.

Section 3. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof, to any person, individual, corporation, firm, partnership, entity or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 4. Effective Date.

This Local Law shall take effect immediately upon the creation of the Erie County Medical Center Corporation and its board of directors and upon the filing of this local law with the Secretary of State, in accordance with Section 27 of the New York State Municipal Home Rule Law.

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